

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

DAVID LANE JOHNSON,

Plaintiff,

v.

NATIONAL FOOTBALL LEAGUE
PLAYERS ASSOCIATION, ET AL.,

Defendants.

Civil Action No. 1:17-cv-05131-RJS

DECLARATION OF JEFFREY L. KESSLER

I, **JEFFREY L. KESSLER**, declare as follows:

1. I am a partner at Winston & Strawn LLP, and counsel for the National Football League Players Association (“NFLPA”) in the above-captioned action. I make this declaration in support of the NFLPA’s Reply Memorandum in Further Support of its Motion for Summary Judgment, submitted herewith. If called upon to do so, I will testify competently to the facts set forth herein.

2. Attached as **Exhibits E-1 through E-4** is a true and correct copy of a blackline prepared at my direction comparing Johnson’s First Amended Complaint (ECF No. 39) with his Original Complaint (ECF No. 1).

I hereby declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and recollection. Executed this 28th day of January 2019 at New York, New York.

/s/ Jeffrey L. Kessler
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